

M/s Brahma Center Development Pvt. Ltd.

Vs.

Vijay Kumar & Anr.

Appeal No. 1391 of 2019

Present: Shri Vikas Behal, Ld Senior Advocate, with Shri Sanyat Lodh, Advocate and Shri Deepak Nayyar, Chief Financial Officer, for the appellant.

Shri Ashish Chopra, Advocate with Shri B.R. Bansal, Deputy General Manager, Legal for respondent no.2.

As per the report of the office the notice to respondent no.1 has been delivered but none has come present on behalf of respondent no.1.

2. Ld counsel for both the parties stated on the instructions of their clients that the matter has been amicably settled between the parties. They have placed on record the copy of the settlement agreement dated 07.11.2019, which is taken on record.

3. In the settlement agreement the appellant and respondent no.2 have resolved the dispute with respect to commencement, mobilization and the completion of the project. They have also settled the other incidental matters which have been narrated in detail in the terms and conditions of the settlement agreement. As per clause 11(b) it has been resolved between the appellant and respondent no.2 that respondent no.2 shall be liable to fulfil the liabilities and obligations towards respondent no.1 Shri Vijay Kumar allottee.

4. Ld counsel for the parties stated that the present appeal may be disposed of in terms of the settlement agreement dated 07.11.2019.

5. Ordered accordingly.

6. The parties shall remain bound with the terms and conditions settled in the settlement agreement dated 07.11.2019. The amount of Rs.20,10,673/- deposited by the appellant be returned to the appellant as per rules in view of clause 11(b) of the settlement agreement.

7. File be consigned to records.

Justice Darshan Singh (Retd.)
Chairman,
Haryana Real Estate Appellate Tribunal,
Chandigarh
14.11.2019

Anil Kumar Gupta
Member (Technical)
14.11.2019